HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION NO. 8530 OF 2007

DATE: 24.04.2006

BETWEEN

1. M/s Satya Rice Mill represented by its Proprietor Pattipati Satyanarayana S/o Chinna Venkanna

....Petitioners

AND

1. The Managing Director, Andhra Pradesh Eastern Power Distribution Company Limited, Ganjipet, Visakhapatnam and three others.

.... Respondents

HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION NO. 8530 OF 2007

ORAL ORDER:

The petitioner is a Rice Mill and it is extended the power supply through Service No. 607/1363 under L.T. Category III. The Assistant Divisional Engineer, Lines, Samalkote, the third respondent issued notice dated 23.2.2007, proposing to require the petitioner to switch over to H.T supply within one month. Assailing the same, the petitioner filed an appeal/representation before the Chairman, Eastern Power Distribution Company Limited. The grievance of the petitioner is that even while the representation is pending, the respondents are levying the consumption charges by treating the service connection as that of H.T category.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

The petitioner felt aggrieved by the notice and the letter issued by the third respondent and approached the Chairman of the Distribution Company. The fact remains that the categorization of power supply is yet to be changed. Unless and until formal orders are passed changing the categorization, the petitioner cannot be levied the consumption charges under H.T category.

For the foregoing reasons, the Writ Petition is allowed and the respondents are directed not to treat the power supply to the petitioner as that of H.T category nor shall issue bill on that basis, till the Chairman of the Distribution Company, disposes of the representation pending before him. There shall be no order as to costs.

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L. NARASIMHA REDDY, J

Date: 24.04.2007
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